

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

JAMES A. MURPHY,

Plaintiff,

v.

J.B. HUNT TRANSPORT SERVICES, INC.  
and DOES 1 through 10, inclusive,

Defendants.

Case No.: CV 10-01568 WHA

STIPULATION AND ~~PROPOSED~~  
ORDER AMENDING CASE  
MANAGEMENT ORDER TO EXTEND  
DISCOVERY CUT-OFF FOR THE LAST  
DAY TO COMPLETE THE  
DEPOSITIONS OF MR. WHITESIDE,  
MR. DAVIS, AND DR. SETHI.

WHEREAS on July 19, 2010, this Court issued its Case Management Order and Reference to ADR Unit for Mediation requiring the Parties to complete non-expert discovery on or before January 31, 2011;

WHEREAS the Parties have actively been involved in completing discovery including depositions but, due to scheduling multiple out-of-state depositions, and scheduling of a treating physician's deposition, the Parties are unable to complete all currently noticed depositions of David Whiteside, Todd Davis, and Dr. Amonjot Singh Sethi prior to the current non-expert discovery cut-off of January 31, 2011;

WHEREAS good cause exists for, and none of the parties to this matter shall be prejudiced by, an extension of the last day to complete the three depositions only of David Whiteside, Todd Davis, and Dr. Sethi to February 28, 2011;

WHEREAS the Parties stipulate and agree to extend the date to complete depositions of only these three depositions to February 28, 2011, and also stipulate and agree that no new discovery may be commenced as a result of this stipulation and agreement only to extend the date to complete these three depositions; and

WHEREAS the Parties also believe the extensions contained in this Stipulation and Proposed Order will not affect or require modification of the trial date or any other dates in the Court's Pretrial Scheduling Order.

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1 THE PARTIES, THROUGH THEIR RESPECTIVE ATTORNEYS OF RECORD,  
2 HEREBY STIPULATE pursuant to Fed. R. Civ. P. 16(b)(4) and request that the Court amend its  
3 Case Management Order to extend the last day to complete non-expert depositions of David  
4 Whiteside, Todd Davis, and Dr. Amonjot Singh Sethi to February 28, 2011.

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6 Dated: January 21, 2011

DICKSON LEVY VINICK BURRELL  
HYAMS LLP

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9 By: Darci E. Burrell  
DARCI ELAINE BURRELL, ESQ.  
SHARON VINICK, ESQ.  
Attorneys for Plaintiff  
James A. Murphy

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11  
12 Dated: January 21, 2011

GREENBERG TRAURIG, LLP

13  
14 By: /s/ Angela L. Diesch  
KURT A. KAPPES  
ANGELA L. DIESCH  
Attorneys for Defendant  
J.B. Hunt Transport Services, Inc.

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17 Except that this extension shall not affect the deadline for dispositive motions or trial dates,

18 **IT IS SO ORDERED**

19 Dated: January 24, 2011.

20 William Alsop  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE